

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO.2887 OF 2005
WITH
CRIMINAL APPLICATION NO.2888 OF 2005

Shri.Subhash S.Koli ..Applicant

Vs.

Shri.Anil Nilkanth Hawale
and Anr. ..Respondents

...
Mr. V.V.Puravant Advocate for Applicant
Mr. Rajesh More A.P.P. for the State
in Appl.Nos. 2887 and 2888 of 2005
...

WITH
CRIMINAL APPLCIATION NO. 2889 OF 2005

Shri.Subhash S.Koli ..Applicant

Vs.

Shri.Prabudy Narayan Sonawane
and Anr. ..Respondents

...
Mr. V.V.Puravant Advocate for Applicant
Ms. S.V.Gajare A.P.P. for the State
...

WITH
CRIMINAL APPLCIATION NO. 2890 OF 2005

Shri.Subhash S.Koli ..Applicant

Vs.

Haji Bilal Haji Hasan Shaikh

and Anr.

..Respondents

...
Mr. V.V.Puravant Advocate for Applicant
Ms. S.V.Gajare A.P.P. for the State
...

CORAM: SMT.V.K.TAHILRAMANI, J.

DATE : AUGUST 17, 2005

P.C.

1. Heard the learned advocate for the applicant and the learned A.P.P. for the State.

2. The applicant is seeking quashing of process issued by the learned J.M.F.C.Solapur in STC No.11012 of 2004, STC No.855 of 2005, STC No. 856 of 2005 and STC 857 of 2003. In the said cases, process is issued under Section 138 of Negotiable Instruments Act.

3. However, for the reasons recorded in my order dated 13th June, 2005 in W.P.No. 213 of 2005 and dated 21st June, 2005 in Cri.Application No.550 of 2005, I am of the opinion that the applicant has an efficacious remedy of preferring revision against the order of Magistrate issuing process. Hence, in

my view, it would be appropriate that the applicant prefers a revision before the concerned Sessions Court against the order of the Magistrate issuing process.

4. Liberty is granted to the applicant to prefer the necessary revisions before the concerned Sessions Court. The learned advocate for the applicant makes a statement that the necessary revisions will be preferred within four weeks from today. In view of this statement, the trial Court shall not proceed with the trial for a period of four weeks.

5. On the necessary revisions being preferred by the applicant before the concerned Sessions Court, the concerned Sessions Court shall dispose of the matter on merits after hearing the necessary parties.

6. Criminal Applications are disposed of.

[V.K.TAHILRAMANI, J.]